REMARKS

Claims 1-21 are pending in the application. It is gratefully acknowledged that the Examiner has found allowable subject matter in Claims 7-14 and 21.

The Examiner objected to the drawings under 37 C.F.R. §1.83(a) for failing to show every feature of the invention specified in the claims. The Examiner rejected Claims 22-25 under 35 U.S.C. §112, first paragraph, as failing to comply with the enablement requirement. The Examiner rejected Claims 2-14 and 21 under 35 U.S.C. §112, second paragraph, for being indefinite. The Examiner has rejected Claims 1-6, 15 and 16 under 35 U.S.C. §102(b) as being anticipated by Tsuboi (U.S. Patent 4,510,820). The Examiner has rejected Claims 17-20 and 22-25 under 35 U.S.C. §103(a) as being unpatentable over Tsuboi.

Please amend paragraphs [0031], [0035], [0043], [0045] and [0046] as set forth herein. Please add after paragraph [0046] the two new paragraphs set forth herein. No new matter has been added.

Please amend Claims 1, 3, 7-10 and 15 as set forth herein. Please cancel Claims 2 and 22-25, without prejudice. No new matter has been added.

Please accept replacement sheets for FIGs. 6, 7 and 8. Please accept new drawings FIG. 9 and FIG. 10. No new matter has been added.

Regarding the objection to the drawings, applications submit herewith new drawings FIG. 9 and FIG. 10. The frame 500 is shown in FIG. 9. The bell-crank assembly 510 is shown in FIG. 9. The clutch pressure plate 112, in addition to being shown on FIG. 7, is now also shown on FIG. 10. The clutch spring pack 520 is shown in FIG. 10.

Regarding the rejection of Claims 22-25 under §112, first paragraph, Claims 22-25 have been cancelled herein, thus rendering the rejection moot.

-14-

Regarding the rejection of Claims 2-14 and 21 under §12, second paragraph, the Examiner states that "a selected type" of Claim 2 is indefinite. Claim 2 has been cancelled herein, thus rendering the rejection moot.

In addition, the Examiner stated that several other antecedent basis errors exist in the claims. Applicant has amended the claims to address antecedent basis errors.

Based on at least the foregoing, withdrawal of the rejection of Claim 3-14 and 21 is respectfully requested.
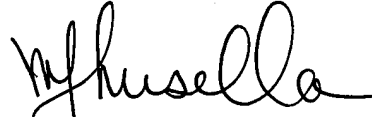
Regarding the rejection of Claim 1 under §102(b), the Examiner stated that Tsuboi anticipated each and every element of the claim. Claim 1 has been amended to recite that the cam sub-assembly includes a cam and cam plate coupled together to synchronously pivot between the plurality of angular positions, the cam being configured to have a plurality of teeth variably shaped and dimensioned to correspond to the transmission. Claim 1 has also been amended to recite a stationary detent plate mounted to a frame of the motorcycle and juxtaposed with an inner side of the cam plate of the cam subassembly. Since Tsuboi does not teach or disclose at least a stationary detent plate mounted to a frame of the motorcycle and juxtaposed with an inner side of the cam plate of the cam subassembly, Tsuboi cannot anticipate Claim 1.

Based on at least the foregoing, withdrawal of the rejection of Claim 1 is respectfully requested.

Independent Claim 1 is believed to be in condition for allowance. Without conceding the patentability per se of dependent Claims 3-6 and 15-20, these are likewise believed to be allowable by virtue of their dependence on their respective amended independent claims. Accordingly, reconsideration and withdrawal of the rejections of dependent Claims 3-6 and 15-20 is respectfully requested.

Accordingly, all of the claims pending in the Application, namely, Claims 1 and 3-21, are believed to be in condition for allowance. Should the Examiner believe that a telephone conference or personal interview would facilitate resolution of any remaining matters, the Examiner may contact Applicant's attorney at the number given below.

Respectfully submitted,

Michael J. Musella
Reg. No. 39,310
Attorney for Applicant

THE FARRELL LAW FIRM, PC
333 Earl Ovington Boulevard, Suite 701
Uniondale, New York 11553
TEL: 516-228-3565
FAX: 516-228-8475